

5. That the said Susan Matilda Harris, the devisee for life of said property is still alive, being an adult and resident of said Frederick County and that the said Executor has no power to sell said real estate during her lifetime.

6. That your Orator is advised and so charges that the personal estate of the said Alice C. Koontz, deceased, in the hands of the said Executor, was at the time of her death and still is wholly insufficient for the payment of all her just debts, funeral expenses and costs of administration and that your Orator and the other unsecured creditors of said testatrix are entitled to have their claims paid out of the real estate of said deceased in the hands of her devisee as aforesaid.

7. That the real estate of which the said Alice C. Koontz died seized and possessed consists of a number of houses and lots and some vacant lots situated in Frederick City in said County, the real estate having been conveyed to her by various deeds, certified copies of which are herewith filed as parts hereof marked Exhibits Nos. 1, 2, 3, 4, 5, 6, 7 and 8.

8. That all of said pieces of real estate are encumbered by various Mortgages held by your Orator, being of different dates and amounts; but aggregating a total principal indebtedness of Nine Thousand Six Hundred and Fifty Dollars (\$9650.00) exclusive of interest, certified copies of which are herewith filed as part hereof, marked Exhibits 9, 10, 11, 12 and 13.

9. To the end therefore,

(1) That the real estate of the said Alice C. Koontz, deceased, or so much thereof as may be necessary for the purpose, may be sold for the payment of the unsecured claims of your Orator and the other unsatisfied creditors of the said decedent, after first applying the proceeds of said sale or sales to the payment of the Mortgages held by your Orator in the order of their priority.

(2) That the rents and profits arising from said pieces of real estate may be applied to the payment of the said unsecured claims of your orator and of the other unsecured creditors so far as the same may be necessary to full pay the same.

(3) That your Orator may have such other and further relief as the nature of its case may require.

10. May it please your Honors to grant unto your Orator the writ of subpoena against the said George W. Heinlein Executor of the last Will of Alice C. Koontz, deceased, and Susan Matilda Harris, both of whom are adults residing in Frederick County, commanding them and each of them, to be and appear, in person or by solicitor, in this Court, on or before a certain day to be named therein, to show cause, if any they have why a decree ought not to be passed as prayed.

And as in duty bound &c.

Clayton O. Keedy  
Solicitor for Plaintiff.

(Filed June 21-1917)

\$250.--

Frederick, Maryland, Sept, 14th, 1916.

Six Months after date we jointly and severally promise to pay the The Franklin Savings Bank or order The Hundred and Fifty Dollars for value received, negotiable and payable at the Franklin Savings Bank of Frederick.

Alice C. Koontz

State of Maryland, Frederick County, to-wit:

On this 20th day of June, A. D. 1917, before me, the subscriber, Register of Wills in and for said County, personally appeared Geo. W. Heinlein Cashier Franklin Savgs Bank and made oath in due form of law, that no part of the money intended to be secured by the annexed Note, hath been received or any security or satisfaction given for the same. Sworn Before

Albert M. Patterson.  
Register of Wills for Frederick County.

(Filed June, 21. 1917)